

MAR 07 2006

Atty Docket No. 002558-070600US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner Unassigned

Group Art Unit 1645

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER UNASSIGNED

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Charles W. Ragsdale, Application No. 10/829,407, filed April 20, 2004 for IMAGING METHOD AND APPARATUS are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Transmittal Form
2. Petition for Revival of an Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing (in duplicate)
3. Rescission of Previous Nonpublication Request
4. Communication

Number of pages being transmitted, including this page: 8

Dated: March 7, 2006


Cynthia McKinley


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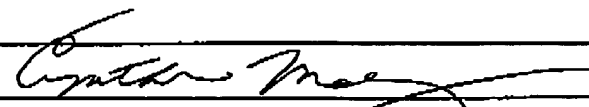
TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 650-326-2400
Fax: 650-326-2422
60718274 v1

PTO/SB/21 (09-04)

TRANSMITTAL FORM	Application Number	10/829,407	
	Filing Date	April 20, 2004	
	First Named Inventor	Ragsdale, Charles W.	
	Art Unit	1645	
	Examiner Name	Unassigned	
(to be used for all correspondence after initial filing)			
Total Number of Pages in This Submission	7	Attorney Docket Number	002558-070600US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Communication Rescission of Previous Non Publication Request Return Postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Rodney C. LeRoy		
Date	March 7, 2006	Reg. No.	53,205

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 1-571-273-2882 on March 7, 2006. 273-8300 On			
Signature			
Typed or printed name	CYNTHIA MCKINLEY	Date	March 7, 2006

60706348 v1

PTO/SB/64a (10-05)

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING (37 CFR 1.137(f))		Docket Number (Optional) 002558-070600US
First named inventor: Charles W. Ragsdale		
Application No.: 10/829,407		Art Unit: 1645
Filed: April 20, 2004		Examiner: Unassigned
Title: Imaging Method and Apparatus		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX: (571) 273-8300		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. (122(b)(2)(B)(iii).		
PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION UNDER 37 CFR 1.137(b)		
1. Petition fee		
<input type="checkbox"/> Small entity — fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.		
<input checked="" type="checkbox"/> Other than small entity — fee \$ <u>1500</u> (37 CFR 1.17(m))		
2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))		
Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after the filing. The filing date of the subsequently filed foreign or international application is <u>April 13, 2005</u> .		

[Page 1 of 2]

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PTO/SA/64a (10-05)

3. ☒ For fees authorized to be paid hereinabove, the Commissioner is hereby authorized to charge the fees, any deficiency of fees, and credit of any overpayments, to Deposit Account No. 20-1430.

STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Rodney C. LeRoy
Signature

March 7, 2006

Date

Rodney C. LeRoy

Typed or printed name

53,205

Registration Number, if applicable

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Address

650-326-2400

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San Francisco, California 94111-3834

Address

- Enclosures: ☒ Fee Payment (this form submitted in duplicate)
☒ Additional sheets containing statements establishing unintentional delay
☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

March 7, 2006

Date

Signature

CYNTHIA MCKINLEY
Typed or printed name of person signing certificate

PATENT
Docket No.: 002558-070600US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Charles W. Ragsdale

Application No.: 10/829,407

Filed: April 20, 2004

For: IMAGING METHOD AND
APPARATUS

Examiner: Unassigned

Art Unit: 1645


COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant petitions to revive the above-identified application under 37CFR§1.137(b). The application was unintentionally abandoned for failure to file a Rescission of Previous Non Publication Request in a timely manner.

Respectfully submitted,


Rodney C. LeRoy
Reg. No. 53,205

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